

**CRIMINAL DOCKET
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

TITLE OF CASE	ATTORNEYS
THE UNITED STATES vs. Brian McCoy	For U. S.: Ben F. Baker For Defendant: Ed Parks (Ret.) 582 2244 217 W. 5th Tulsa, Okla.

STATISTICAL RECORD	COSTS		DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed 9-30-71	Clerk					
J.S. 3 mailed 11-1-71	Marshal					
Violation Schemed to Defraud	Docket fee					
Title 18						
Sec. 2314						

DATE	PROCEEDINGS
9-10-71	Indictment, filed in open court. g
9-10-71	Record vote of Grand Jury, filed in open court. g
9-13-71	Warrant of arrest issued. Bond fixed in amount of \$20,000.00. g
9-20-71	Filed today, are the following: <ol style="list-style-type: none"> 1. Appearance Bond (Cash or Surety Bond in the amount of \$20,000.00). 2. Pledge of Securities, (Held in CC's vault). 3. Waiver of Removal Hearing. 4. Report and Recommendation of U.S. Magistrate after proceedings under rule 40, & order of the Court thereon. -v
9-22-71	Deft. present and represented. Reading of indictment waived; deft. arraigned & enters a plea of NOT GUILTY. Deft. given 10 days to file motions & case to be set for jury trial. Deft. allowed to remain on present bond & to go to his home in Irving, Texas & travel in that area. (LB-J)m
9-29-71	Case set for jury trial 10-20-71 at 10:00 a.m. (AEB-J)m
10-4-71	Deft's Motion to Dismiss w/attached Brief in Support of Motion, filed.r

DATE	PROCEEDINGS
10-12-71	It is ordered by the Court that hearing on pending motions shall be conducted by Magistrate Bradford. (AEB-J) v
10-12-71	Hearing on motion held. Defendant Bryan McCoy present in person and represented by Ed Parks (Retained). The govt. represented by Nathan G. Graham. It is recommended by Mag. Bradford that Defendant's Motion be Sustained , the Defendant is discharged, and the Bond is exonerated. (MLB-USM) v <i>order by Ed Parks</i>
10-15-71	Order that the Defendant's Motion to dismiss should be and is hereby sustained, the defendant discharged and his bond exonerated, filed. (AEB-J) v

UNITED STATES MAGISTRATE

NORTHERN DISTRICT OF TEXAS

71-CR-129

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE

PATRICK H. MULLOY

Dallas, Texas

(Name of magistrate)

(Address)

MAGISTRATE'S
DOCKET No. 4-71 CASE No. 407
THE UNITED STATES
vs.
BRIAN MC COY

Complaint filed on _____, 19____, by _____
Official title _____, charging violation of
United States Code, Title _____, Section _____, on _____
19____, at _____ in the _____
division of the _____ district of _____
as follows: _____

(Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date _____ Warrant/Summons for _____
to (name and title of officer) U.S. Marshal (Name of defendant)
Substance of return _____

Date _____ Warrant/Summons for _____
to (name and title of officer) _____ (Name of defendant)
Substance of return _____

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO MAGISTRATE:

Date Sept. 15, 1971 Arrested by _____ { on warrant of _____ (Name of issuing officer)
without warrant.

Appearances { for United States _____ (Name) _____ (Address)
for accused _____ (Name) _____ (Address)

Proceedings taken Defendant arrested after indictment warrant from the Northern

District of Oklahoma, at Tulsa (71-CR-129) for inducing a person to travel in

if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"
interstate commerce in furtherance of a scheme to defraud in violation of

if that is the fact; any adjournments taken, etc.

Title 18, U.S.C., Section 2314, dated Sept. 13, 1971. Defendant was advised
of his rights to remain silent, his right to counsel and his right to a removal
hearing. Defendant waived removal hearing & executed Waiver of Removal Hearing.

Bond was set by court at \$20,000 surety bond. Warrant of Removal was issued
by Judge Joe E. Estes.

Outcome Defendant did not make bond and was committed to the custody of Marshal.

Bail fixed Sept. 15, 1971 Amount, \$20,000 surety Bonded _____, 19____, by cash
deposited by (name) _____ Address _____
transmitted to clerk of district court _____, 19____ [or] by surety
(name) _____ Address _____
(name) _____ Address _____, who
justified by affidavit dated _____, 19____, [or] committed to _____
on _____, 19____

SUBPOENAS FOR WITNESSES ISSUED:

_____, 19____, for (name of witness) _____
at request of (name of party) _____
Substance of return _____

_____, 19____, for (name of witness) _____
at request of (name of party) _____
Substance of return _____

_____, 19____, for (name of witness) _____
at request of (name of party) _____
Substance of return _____

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date _____ Appearances for _____

{ United States (Name) _____
(Address) _____
Accused (Name) _____
(Address) _____

WITNESSES FOR UNITED STATES: (List names and addresses)

WITNESSES FOR ACCUSED: (List names and addresses)

Witness payroll containing _____ names certified to United States Marshal for payment _____, 19____
Proceedings taken _____

Outcome _____
Bail fixed _____, 19____ Amount, \$ _____ Bonded _____, 19____, by cash

deposited by (name) _____ Address _____
transmitted to clerk of district court _____, 19____

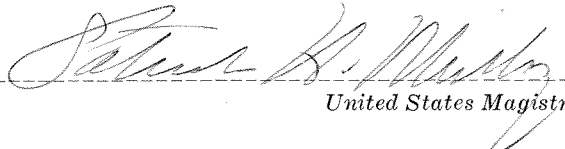
[or] by surety (names) _____ Address _____
and _____ Address _____

who justified by affidavit _____, 19____ Committed to _____
on _____, 19____

Certified to be a correct transcript.

Made this 15th day of September, 1971.

Transmitted to Clerk of United States District Court for the Northern
district of Oklahoma, Tulsa, Oklahoma, September 16, 1971.
together with a certified copy of
Warrant of Removal. A certified copy
of Warrant of Removal transmitted to
U. S. Attorney's Office, Tulsa, Oklahoma.


United States Magistrate.

UNITED STATES MAGISTRATE

-----Northern-----**DISTRICT OF**-----Texas-----

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE _____ Bailey F. Rankin _____ Dallas, Texas
(Name of magistrate) (Address)

MAGISTRATE'S
DOCKET No. 3-71 CASE No. 490
THE UNITED STATES
vs.

Brian McCoy

Complaint filed on _____, 19 ____, by _____
 Official title _____, charging violation of
 United States Code, Title _____, Section _____, on _____
 19 ____, at _____ in the _____
 division of the _____ district of _____
 as follows: _____

(Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date _____ Warrant/Summons for _____
 to (name and title of officer) _____ (Name of defendant)
 Substance of return _____

Date _____ Warrant/Summons for _____
 to (name and title of officer) _____ (Name of defendant)
 Substance of return _____

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO MAGISTRATE:

Date September 16, 1971 Arrested by _____ } on warrant of _____
 _____ } (Name of issuing officer)
 _____ } without warrant.

Appearances { for United States _____ (Name) _____ (Address)
for accused John P. Knouse, Irving Bank Tower, Irving, Texas. _____ (Name) _____ (Address)

Proceedings taken Defendant, who is charged by indictment in Northern District of Oklahoma,
(Here insert with dates, when appropriate, a seriatim account of essential steps taken at hearing such as "complaint prepared,"

Tulsa, Docket No. 71-CR-129, for violation of 18 USC Section 2314, appeared before the
if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"
Magistrate for the making of bond. He had previously appeared before Magistrate Mulloy at
if that is the fact; any adjournments taken, etc. Dallas on Sept. 15, 1971, at which time he did not make bond.
Bond had been set by court having jurisdiction at \$20,000 surety. Defendant executed bond
with Mrs. Catherine O. Frost, 3529 N. Story Rd., Apt. 127, Irving, Texas, signing as surety.
Mrs. Frost executed a separate instrument, Pledge of Securities, pledging stock certificates
in various companies with a value in excess of the amount of the bond.

Outcome

Bail fixed _____, 19 ____ Amount, \$ _____ Bonded _____, 19 ____, by cash
deposited by (name) _____ Address _____
transmitted to clerk of district court _____, 19 ____ [or] by surety
(name) _____ Address _____
(name) _____ Address _____, who
justified by affidavit dated _____, 19 ____, [or] committed to _____
on _____, 19 ____

SUBPOENAS FOR WITNESSES ISSUED:

_____, 19 ____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

_____, 19 ____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

_____, 19 ____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date _____ Appearances for _____

United States (Name) _____

(Address) _____

Accused (Name) _____

(Address) _____

WITNESSES FOR UNITED STATES:

(List names and addresses)

WITNESSES FOR ACCUSED:

(List names and addresses)

Witness payroll containing _____ names certified to United States Marshal for payment _____, 19 ____
 Proceedings taken _____

Outcome _____

Bail fixed _____, 19 ____ Amount, \$ _____ Bonded _____, 19 ____, by cash

deposited by (name) _____ Address _____

transmitted to clerk of district court _____, 19 ____

[or] by surety (names) _____ Address _____

and _____ Address _____

who justified by affidavit _____, 19 ____ Committed to _____

on _____, 19 ____

Certified to be a correct transcript.

Made this 17th day of September _____, 19 71

Transmitted to Clerk of United States District Court for the Northern

district of Oklahoma, Tulsa, Oklahoma _____, September 17 _____, 19 71, by certified

mail together with Appearance Bond and Pledge of Securities

with stock certificates attached. A copy of the

Appearance Bond transmitted to U. S. Attorney,

Tulsa, Oklahoma.

Bailey F. Ranken
 United States Magistrate.